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3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

5 \* \* \*

6 Richard DeHaan and Judi DeHaan,

Case No. 2:23-cv-00644-RFB-DJA

7 Plaintiffs,

**Order**

8 v.

9 Hilton Grand Vacations Club, LLC,

10 Defendant.

11 Before the Court is Defendant's unopposed motion to stay discovery. (ECF No. 11). The  
12 underlying action arises out of Plaintiffs Richard and Judi DeHaan's allegations of misconduct  
13 with regard to the sale of a vacation property ownership interest. The purchase agreement  
14 underlying the sale contains an agreement to arbitrate any claims arising out of the sale. As a  
15 result, Defendant filed a motion to compel arbitration that is currently pending. (ECF No. 7).  
16 Defendant asserts that "Plaintiffs agree that a stay of discovery is warranted given the pending  
17 Motion to Compel." (ECF No. 11 at 3).

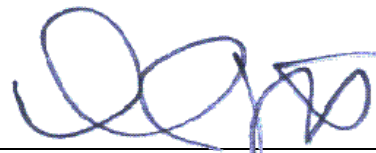
18 The Court finds a stay of discovery appropriate under the good cause analysis in *Schrader*  
19 *v. Wynn*, No. 2:19-cv-02159-JCM-BNW, 2021 WL 4810324, at \*4 (D. Nev. Oct. 14, 2021) and  
20 Federal Rule of Civil Procedure 1. The good cause analysis provides that a court may grant  
21 motions to stay discovery when a dispositive motion is pending if: (1) the dispositive motion can  
22 be decided without further discovery; and (2) good cause exists to stay discovery. *Schrader*, 2021  
23 WL 4810324, at \*4. Rule 1 provides that courts should construe the Federal Rules of Civil  
24 Procedure to secure the "just, speedy, and inexpensive determination" of every case.

25 The Court grants Defendant's motion to stay discovery. As a preliminary matter, the  
26 Court agrees with Defendant's argument that the pending motion to compel arbitration is  
27 dispositive for the purposes of the motion to stay discovery. Regarding the first prong of the  
28 *Schrader* test, Defendant has demonstrated that the motion to compel arbitration can be decided

1 without further discovery because the only issue before the Court is whether the written  
2 arbitration agreement exists. Regarding the second prong, Defendant has demonstrated that good  
3 cause exists to stay discovery pending that motion because discovery is expensive and, if the  
4 parties conduct discovery but ultimately engage in arbitration, they will be deprived of the  
5 inexpensive and expeditious means that arbitration provides to resolve their dispute. Given these  
6 arguments, the Court finds that a stay of discovery will promote the goals of Rule 1.

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8 **IT IS THEREFORE ORDERED** that Defendant's motion to stay discovery (ECF No.  
9 11) is **granted**.

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11 DATED: May 30, 2023

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14 DANIEL J. ALBREGTS  
15 UNITED STATES MAGISTRATE JUDGE  
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